

REMARKS

Claims 1-3 will be pending upon entry of this amendment.

Claims 1-3 stand rejected under 35 USC § 102(a) as being anticipated by Cariou *et al.* (CA 2199642). Applicant is submitting herewith a declaration under 37 CFR 1.131 antedating Cariou *et al.* (CA'642) rendering Examiner's rejection of claims 1-3 moot. Accordingly, Applicant respectfully requests reconsideration and withdrawal of the rejection of the claims under 35 USC § 102(a).

The application is now believed to be in condition for allowance and an early notification thereof is respectfully requested.

Respectfully submitted,



Jing S. Belfield  
Agent for Applicants  
Registration No. 45,914  
Telephone 302/467-5262

Bristol-Myers Squibb Company  
c/o Patent Department  
P.O. Box 4000  
Princeton, NJ 08543-4000